



# City of Marietta

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## Meeting Minutes JUDICIAL/LEGISLATIVE COMMITTEE

*Philip M. Goldstein, Chairperson  
Van Pearlberg  
Jim King*

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Wednesday, May 26, 2010

Fourth Floor Conference Room

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### Immediately following the Parks, Recreation and Tourism Committee

**Presiding:** Philip M. Goldstein  
**Present:** Jim King and Van Pearlberg

***Also Present:***

*R. Steve Tumlin, Mayor  
Annette Lewis, Council - Ward 1  
Grif Chalfant, Council - Ward 2  
Johnny Sinclair, Council - Ward 3  
Rev. Anthony Coleman, Council - Ward 5  
William F. Bruton, Jr., City Manager  
Griegg Litchfield, Assistant City Attorney  
Stephanie Guy, City Clerk*

### CALL TO ORDER:

*Chairman Philip M. Goldstein called the meeting to order at 8:38 p.m.*

### MINUTES:

#### **20100565 Regular Meeting - April 28, 2010**

Review and approval of the April 28, 2010 regular meeting minutes.

**A motion was made by Council member King, seconded by Council member Goldstein, that this matter be Approved. The motion carried by the following vote:**

**Vote: 2 - 0 - 0                      Approved**  
Abstaining: Van Pearlberg

### BUSINESS:

#### **20100637 Clark Library**

Request to advertise a public hearing on the ordinance designating the Clarke Library as a historic property.

**A motion was made by Council member King, seconded by Council member Pearlberg, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:**

**Vote: 3 - 0 – 0**

**Recommended for Approval - Consent Agenda**

**20100638**

**Brumby Hall**

Request to advertise a public hearing on the ordinance designating Brumby Hall as a historic property.

**A motion was made by Council member King, seconded by Council member Pearlberg, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:**

**Vote: 3 - 0 – 0**

**Recommended for Approval - Consent Agenda**

**20100640**

**Marietta Waterworks Building**

Request to advertise a public hearing on the ordinance designating the Marietta Waterworks as a historic property.

**A motion was made by Council member King, seconded by Council member Pearlberg, that this matter be Recommended for Approval - Consent Agenda. The motion carried by the following vote:**

**Vote: 3 - 0 – 0**

**Recommended for Approval - Consent Agenda**

**20100507**

**Comprehensive Plan**

Comprehensive Plan and FLU updates for 2008 and 2009.

*Discussion was held.*

*This matter was moved to the Council agenda as amended.*

**This matter was Recommended for Approval - Consent Agenda**

**20100668**

**Noise Ordinance**

Request by Council Member Anthony Coleman for a discussion relative to the noise ordinance and Marietta Recycling.

*This matter was discussed and will be brought back next month for further discussion.*

**This matter was Held in Committee**

*The meeting was recessed at 9:47 p.m., and reconvened at 11:13 p.m.*

**20100656 Council gatherings for social get-togethers and informal discussion**

Approval of Ordinance amending Section 1-4-040 W. Council gatherings to read, "The City Manager is hereby directed to post notices in compliance with the Georgia Open Meetings Law in instances which a gathering of a quorum of the Mayor and City Council is reasonably likely to occur and such possibility is to be construed liberally by the City Manager. Such notice shall state that no voting may occur nor official acts taken at such gathering. The purpose of said quorum gathering shall include, but not limited to, informal discussions, educational and social meetings wherever located and of whatever nature."

*Discussion was held.*

*This matter was moved to the Council consent agenda as amended:*

*Review and approval of proposed Ordinance amending Section 1-4-040 W. Council gatherings to read, "The City Manager is hereby directed to post notices in compliance with the Georgia Open Meetings Law in instances which a gathering of a quorum of the Mayor and City Council is reasonably likely to occur and such possibility is to be construed liberally by the City Manager. Such notice shall state that no voting may occur nor official acts taken at such gathering. The purpose of said quorum gathering shall include, but not limited to, informal discussions, educational and social meetings wherever located and of whatever nature."*

**This matter was Recommended for Approval - Consent Agenda**

**20100663 Additional City Meetings**

Review and approval of proposed Ordinance amending Section 1-4-040 W Additional City Meetings to read "The City Manager shall give public notice in conformity with the Georgia Open Meetings law regarding events which may be attended by a quorum of the Mayor and Council for the City of Marietta. Such events shall be considered as informal discussions and socializing. No voting may occur at any such event and no official action may be taken at any such event. Examples of such events are: Georgia Municipal Association events, Chamber of Commerce events, Cobb Municipal Association events, Glover Park concerts, ribbon cutting events and other similar events where a quorum of the Mayor and Council for the City of Marietta may be present."

**This matter was Discussed**

**ADJOURNMENT:**

*The meeting was adjourned at 8:19 p.m.*

**Respectfully submitted,**

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**Stephanie Guy, City Clerk**

**Approved:** \_\_\_\_\_